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TELECOPIER NUMBER
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March 17, 1997

RECEIVED

MAR 17 1997

BY HAND DELIVERY

Mr. William F. Caton
Acting Secretary
Federal Communications Commission
1919 M Street, N.W., Room 222
Washington, D.C. 20554

Re:

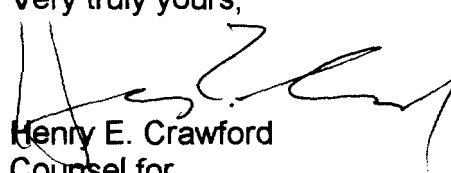
Amendment of Section 73.202(b) Table of Allotments, FM Broadcast Stations Saint Paul, Arkansas
MM Docket No. 97-34, RM-8938

Dear Mr. Caton:

Transmitted herewith on behalf of Saint Paul Broadcasting are an original and four (4) copies of its "Comments of Saint Paul Broadcasting" as directed to the Chief, Allocations Branch.

Should any additional information be required, please contact this office.

Very truly yours,


Henry E. Crawford
Counsel for
Saint Paul Broadcasting

cc: John A. Karousos
Ms. Nancy Joyner

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BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C.

In the Matter of)	MM Docket No. 97-34
)	
Amendment of Section 73.202(b))	RM-8938
Table of Allotments)	
FM Broadcast Stations)	
(Saint Paul, Arkansas))	

RECEIVED
MAR 17 1997
Federal Communications Commission
WASHINGTON, D.C.

To: Chief, Allocations Branch

COMMENTS OF SAINT PAUL BROADCASTING

Saint Paul Broadcasting, by counsel, in accordance with 47 CFR §§ 1.415 and 1.420, hereby submits its Comments in the above-captioned proceeding. In support thereof, Saint Paul Broadcasting states as follows:

I. INTRODUCTION

1. On January 24, 1997, the Commission released a Notice of Proposed Rulemaking ("NPRM") in the above-captioned proceeding in which it proposed the allotment of Channel 287A to Saint Paul, Arkansas as its first local aural transmission service. Saint Paul Broadcasting supports the proposal set out in the NPRM and incorporates its Petition for Rulemaking by reference. However, in the NPRM the Commission asked Saint Paul Broadcasting to "...provide additional documented information regarding the attributes of Saint Paul...."¹ Consequently, the issue presented here is whether Saint Paul is a "community" for purposes of the FM Table of Allotments.

¹ NPRM, p. 2, ¶3.

II. ARGUMENT

A. Saint Paul Is A Community For Allocation Purposes

2. Generally, if a community is incorporated or is listed in the U.S. Census, that is sufficient to demonstrate its status as a community for purposes of the table of allotments. Bear Creek, Pennsylvania, DA 96-845, MM Docket No. 96-151; RM-8808, 1996 FCC LEXIS 3792 (MMB July 19, 1996). In the present case the community of Saint Paul is incorporated.² Additionally, Saint Paul is listed in the 1990 Census.³ Given these two conditions, a strong presumption arises that Saint Paul is deserving of community status. East Hemet, Indio, Rancho California, Sun City, and Temecula, California, 4 FCC Rcd 7895, 7896, ¶10 (MMB 1989). This presumption may only be rebutted where there is no indicia of such elements of community as social, economic or cultural activities. Searles Valley, California, 3 FCC Rcd 5221, ¶¶5-6 (MMB 1988). Here, indeed, there are plenty such elements.

3. Saint Paul has its own Post Office⁴ and zip code ("72760"). It is where the periodical "At the Crossroads" is published.⁵ Stream processes in Saint Paul have been the subject of geological studies conducted by Mount Union College.⁶ Finally, Saint Paul was recognized as a community by the

² See, Rand McNally Commercial Atlas & Marketing Guide, 128th Ed. 1997, p. 263.

³ See <http://www.census.gov/cgi-bin/gazetteer?city=Saint+Paul&state=AR&zip=>. Exhibit 1.

⁴ Rand McNally, supra.

⁵ See <http://www.crc.ricoh.com/~rowanf/COG/zinest.html>. Exhibit 2.

⁶ See <http://geolab1.muc.edu/GY111/GY111.St.Paul.html>. Exhibit 3.

United States Department Of Commerce National Oceanic And Atmospheric Administration National Weather Service.⁷

4. From the above, it is clear that Saint Paul is not devoid of the customary considerations associated with determining community status. Therefore, Saint Paul Broadcasting respectfully submits that Saint Paul is entitled to community status in accordance with established Commission precedent.

B. Saint Paul Broadcasting's Intention To Apply For The Channel And Construct The Station

5. If the Commission assigns Channel 287A to Saint Paul, Arkansas, Saint Paul Broadcasting will apply for a construction permit and will construct a new facility upon award of that permit.

III. CONCLUSION

6. Saint Paul has been shown to possess several elements indicative of an established community. Therefore, Saint Paul Broadcasting respectfully submits that Fife Lake is an established community and is entitled to community status for purposes of the table of allotments.

⁷ See <http://nwssrhiis.srh.noaa.gov/ftpoot/topics/html/May196.htm>. Exhibit 4.

WHEREFORE, in accordance with the above, Saint Paul Broadcasting respectfully requests that Channel 287A be assigned to Saint Paul, Arkansas as its first local aural transmission service.

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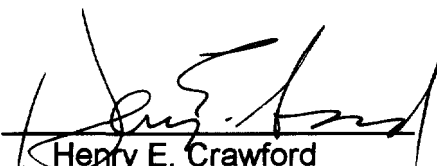
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Respectfully Submitted,

Saint Paul Broadcasting

By:


Henry E. Crawford
Its Attorney

Saint Paul Broadcasting
Comments
March 17, 1997

EXHIBIT 1



U.S. Gazetteer

Select one of the following matches to your query to look at that place in the Tiger Map Browser or retrieve 1990 Census tables.

You can search this index. Type the keyword(s) you want to search for:

-
- **Saint Paul, AR** (town)
Population (1990): 88
Location: 35.82347 N, 093.76452 W
Zip Code(s): 72760
Browse Tiger Map of area.
Lookup 1990 Census STF1A, STF3A tables.

*Note: This dataset is derived from the Census GICS and does not contain unincorporated place names.

For other geographic entities, try searching the [USGS Geographic Names Information System](#).
The US Gazetteer Place and Zipcode files used in this service is available for downloading.

Please email comments and suggestions to: WebMaster@Census.GOV.

**Saint Paul Broadcasting
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March 17, 1997**

EXHIBIT 2

Pagan Magazines

US Wiccan, Pagan and Magical Newsletters and Magazines,

Includes local and regional event calendars and contact lists.

Information current as of Oct 1994, prices may have gone up!

When making an inquiry, please enclose a #10 SASE

Alabama

The Hazel Nut, P.O. Box 186, Auburn, AL 36831-0186 (\$13-22 sliding scale)

Alaska

Daughters of Inanna, POB 81804, Fairbanks AK 99708 (\$10)

The Shaman Papers, HC 89 Box 451, Willow AK 99688 (\$9)

Arizona

Celtic Camper, POB 782, Tucson AZ 85702 (\$6)

Idunna, POB 25637, Tempe AZ 85285 (\$24)

NightScapes, POB 4559, Mesa AZ 95211 (\$13)

PAN Pipes, POB 17933, Phoenix AZ 85011 (\$15)

Phases, c/o Temple of the Triple Goddess, 7625 North Nineteenth Avenue, #121, Phoenix, AZ 85021, (602) 997-2498, (\$1 sample)

Sacred Grove, 16845 N 29th Ave #1346, Phoenix AZ 85023 (\$2)

Arkansas

At the Crossroads, POB 112, St Paul AR 72760 (\$24)

California

Covenant of the Goddess Newsletter, POB 1226, Berkeley CA 94704 (\$20)

Earth Circle News, POB 1938, Sebastopol CA 95473 (\$15)

Gnosis Magazine, POB 14217, San Francisco CA 94114 (\$20)

Green Egg, POB 1542, Ukiah CA 95482 (\$16)

The Green Man, POB 641, Point Arena CA 94568 (\$13)

Heart Dance, 473 Miller Ave, Mill Valley CA 94941 (\$25)

How About Magick, POB 1542, Ukiah CA 95482 (\$6) (for youth)

Moon Shadows, 4121 Oak Street #20, Burbank CA 91505 (\$13)

Mystagogue Magazine, POB 15955, Sacramento CA 95852 (\$10)

New Moon Rising, 8818 Troy St, Spring Valley CA 92077 (\$13)

PPRN, POB 891510, Temecula CA 92589 (\$18)

Pagan Digest, POB 18211, Encino CA 91316 (\$12)

Pagan Muse and World Report, P.O. Box 5114, San Jose, CA 95150-5114, (408) 295-1340 (\$23)

Pan's Grove P.O. Box 124838, San Diego, Ca 92112

Raven's Call, POB 301831, Escondido CA 92030 (\$16)

Razing the Stakes, POB 1646, Santa Cruz CA 95061 (\$15)

Reclaiming Newsletter, POB 14404, San Francisco CA 94114 (\$20)

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EXHIBIT 3

Stream Processes: St. Paul, Ark. Quad.

The landscape of a region is shaped by weathering and erosion. Stream erosion can cause pronounced changes to the landscape. The bedrock geology, gradient, and discharge all influence the drainage pattern and the resulting shape of the landscape. Upland regions are topographically elevated areas that are largely uneroded. Slopes represent the sides of stream valleys. The map to the left is



a portion of the St. Paul, Arkansas Quadrangle. The map shows remnants of an upland area which has been dissected by many streams. Grose Mountain represents a dissected upland region. Broad V-shaped valleys, an incipient flood plain, and a fairly well integrated drainage system are characteristics which indicate a mature stage in the development of the landscape. A variety of erosional processes have helped to modify the landscape. Downcutting can cause the elevation of the stream channel to decrease. Also, downcutting causes the slopes of the stream channel to become unstable. Mass wasting of the unstable slopes over time gives the stream channel a broad V-shape. The addition of tributaries gives the stream its characteristic branching drainage pattern. Characteristics of the underlying bedrock maybe revealed by the drainage pattern. The dendritic drainage pattern of the region suggests a flat lying, homogenous sedimentary bedrock.

contour interval= 20'

Written by: Steve Visocky

[Return to the Geology home page.](#)

[Return to the Geology 111 Syllabus page.](#)

Saint Paul Broadcasting
Comments
March 17, 1997

EXHIBIT 4



UNITED STATES DEPARTMENT OF COMMERCE
NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION
NATIONAL WEATHER SERVICE
Fort Worth, Texas

May 1, 1996

SOUTHERN TOPICS

REGIONAL DIRECTOR

TECHNOLOGY EXCELLENCE AWARD. I am very pleased to note that Greg Jackson, NWSO San Angelo SOO, has received the 1996 Technology Excellence Award from the Interagency Committee on Information Resources Management. Greg will be honored at an awards banquet at Bolling AFB, Washington, DC, in June. This prestigious honor recognizes Greg's achievement in developing the WISE, SWIFT, FLEXNOW, and SUPERFLEX programs that significantly increase the speed with which NWS forecasters can disseminate information to the public. Congratulations and well done, Greg.

DAVID A. CARMAN, 1946-1996. We are saddened to learn of the sudden death of David Carman, Lead Forecaster at NWSFO Jackson, from an apparent heart attack, May 2. Prior to working in the NWS, he was a pilot in the Air Force. He worked in the NWS Fruit Frost Program in Lakeland, Florida, during the early 1970s, then transferred to WSO UCR Riverside July 20, 1975. In April 1994 Dave transferred to NWSFO Jackson. He is survived by his wife, Peggy, their son, Quinn, and daughter, Lora. His family may be addressed at 155 Dove Cove, Canton, Mississippi, 39046.

TRANSITION MANAGEMENT UNIT

NWS MODERNIZATION STATUS (APRIL 26, 1996)

Facilities occupied 94%

Stage 1 staffing complete 87%

WSR-88Ds commissioned 80% (of those delivered)

CWA transfers 91%

Radars decommissioned 61%

Attached to this issue of *Topics* is a write-up about the new and improved way of doing NWR at NWSO Houston/Galveston. We thank Brian Kyle, Gregg Waller, and Chuck Roeseler for their comments.

Having the NWR consoles in the operations area is entirely voluntary. It is basically just a bridge between NWR today and the Console Replacement System (CRS) which will be in the operations area.

The Regional Director is quite interested in the reports and results from the four present sites with NWR in the operations area. He has no objection to other offices doing the same if they so choose. However, if the present NWR room is vacated, be advised there are no dollars to remodel it.

SPRINGTIME STORMS TURN DEADLY IN ARKANSAS AND MISSISSIPPI. Violent storms struck the Southern Region from the Fort Worth-Dallas/Oklahoma City area eastward to the Nashville area during the weekend of Friday evening, April 19, through Monday morning, April 22. In the storms' wake, five people were killed and almost 70 injured. Watches and warnings were in effect, along with the timely issuances of statements and "Short-Term Forecasts." Hail up to softball size fell at numerous locations.

In Cornersville, Tennessee (Marshall County), south of Nashville near the Alabama border, seven people, all in mobile homes, were injured around 7:30 a.m., Saturday, April 20 (Tornado Watch at 2:18 a.m., Severe Thunderstorm Warning at 7:02 a.m.).

An hour later, thunderstorm winds toppled a tree onto a mobile home near Carrollton, Mississippi (Carroll County), killing a teenage boy inside (Tornado Watch at 6:22 a.m. and Tornado Warning at 8:10 a.m.).

Sunday evening, things turned deadly in Arkansas. Severe and occasionally tornadic storms developed over eastern Oklahoma and moved northeast into the northwest corner of Arkansas. The hardest hit areas seemed to extend from the McAlester vicinity to northeast of Fort Smith.

At approximately 11:15 p.m., an F3 tornado (0.6 miles wide) touched down on the west side of downtown Fort Smith and traveled northeast for 6.5 miles. Two children were killed when their home was destroyed; around 60 people were injured, and 300 were reported homeless. A Tornado Watch had been in effect since 8:16 p.m. NWSO Tulsa issued a Severe Thunderstorm Warning at 10:54 p.m. A Tornado Warning was issued at 11:08 p.m.

About an hour later (around 12:15 a.m., Monday, April 22), the same storm system struck near St. Paul, Arkansas, in Madison County, northeast of Fort Smith. A father and son were killed in a mobile home. A Tornado Watch, which was issued four hours earlier, was in effect. A Tornado Warning issued at 11:50 p.m. was valid until 12:30 a.m.

A Disaster Survey Team has been formed to review the services and warning operations associated with the Fort Smith tornado.

"FIRST ALERT" KUDOS FOR TULSA AND LITTLE ROCK. Friday, April 26, following the "Fort Smith" tornado event, Mr. Marvin McInnis, Jr., President of "First Alert Warning System" in Olathe, Kansas, contacted MSD. His company receives NWS products from NWS and relays them to his company's clients. Each month he provides the NWS with an "error log" on Southern Region products that had dissemination problems (bad UGC, etc.) that is forwarded to each NWSFO/NWSO for review and possible corrective action as needed.

CERTIFICATE OF SERVICE

I, Henry E. Crawford, Esq., do hereby certify that copies of the foregoing
Comments of Saint Paul Broadcasting have been served by United States mail,
postage prepaid this 17th day of March, 1997 upon the following:

*John A. Karousos
Chief, Allocations Branch
Policy and Rules Division
Mass Media Bureau
Federal Communications Commission
2025 M Street, N.W.
Washington, D.C. 20554

*Ms. Nancy Joyner
Allocations Branch
Policy and Rules Division
Mass Media Bureau
Federal Communications Commission
2025 M Street, N.W.
Washington, D.C. 20554

*Hand Delivered


Henry E. Crawford, Esq.